

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT, E.D.N.Y.  
★ DEC 12 2005 ★

-----X  
CONSTANTINE SARNICOLA

BROOKLYN OFFICE

Plaintiff,

JUDGMENT

-against-

Civil Action No.  
CV-04-3941 (DGT)

JO ANN B. BARNHART,  
Commissioner of Social Security

Defendant.

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Defendant moved and plaintiff cross-moved for judgment on the pleadings. After hearing and upon due consideration, for the reasons set forth on the record, it is hereby

ORDERED that the decision of the Administrative Law Judge is affirmed. The Clerk of the Court is directed to enter judgment in favor of the defendant and close the case.

Dated: Brooklyn, New York  
December 7, 2005

SO ORDERED:

s/David G. Trager  
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David G. Trager  
United States District Judge